

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
WESTERN DIVISION

United States of America,)	Case No.: 3:14CR273
)	
Plaintiff,)	Judge James G. Carr
v.)	
)	
Davi Mata,)	<u>FINAL ORDER OF FORFEITURE</u>
)	
Defendant.)	
)	

WHEREAS, August 19, 2014, a 55-count indictment was filed charging defendant and others with violations of, inter alia, 21 U.S.C. §§ 841(a)(1) and 846, possession with intent to distribute, and conspiracy to possess with intent to distribute narcotics. (R. 1: Indictment).

AND WHEREAS, the indictment further sought the forfeiture, pursuant to 21 U.S.C. § 853, of all property constituting or derived from any proceeds obtained directly and indirectly as a result of the offenses charged, and any and all property used or intended to be used in any manner or part to commit and to facilitate the commission of the violations alleged in the indictment, including but not limited to funds in financial accounts, vehicles, real property, and personal property, which property afforded defendants a source of influence over the enterprise which the defendants established, operated, controlled, and conducted and participated in the conduct of, in violation of 21 U.S.C. §§ 841(a) and 846, as set forth in Counts 1 through 36 and 40 through 55, as property constituting and derived from proceeds which the above-listed

defendants obtained, directly and indirectly, from the illegal trafficking activity charged.

AND WHEREAS, on June 25, 2015, defendant DAVI MATA entered a plea of guilty to Count 1, conspiracy to possess with intent to distribute heroin, cocaine, and marijuana, a violation of 21 U.S.C. §§ 841(a)(1) and 846.

AND WHEREAS, on DAVI MATA signed a plea agreement agreeing to forfeit to the United States all ownership and interest in the below-listed property. (R. 364: Plea Agreement).

AND WHEREAS, by virtue of said guilty plea, the United States is entitled to possession of the subject property, pursuant to 21 U.S.C. § 853(n)(1).

AND WHEREAS, on August 5, 2015, this Court issued a Preliminary Order of Forfeiture instructing the United States to publish notice on the Department of Justice's internet website at www.forfeiture.gov to any third parties asserting a legal interest in the subject assets, the Court's Order and the United States' intent to dispose of the subject assets in such manner as the Attorney General may direct, pursuant to 21 U.S.C. § 853(n). (Doc. 391: Preliminary Order of Forfeiture; Doc. 444: Declaration of Publication).

AND WHEREAS, no claims to the below-described assets were filed within the prescribed time limitation.

AND WHEREAS, the Judgment of defendant DAVI MATA was filed on October 22, 2015. (R. 512: Judgment).

Accordingly, it is hereby ORDERED, ADJUDGED AND DECREED:

1. The below-described asset is finally forfeited to the United States pursuant to 18 U.S.C. § 982(b) and 21 U.S.C. § 853(n), and no right, title or interest shall exist in DAVI MATA or any other party. Said asset is described as: a total of **\$40,248 in U.S. Currency**, and such asset is hereby forfeited to the United States for disposition in accordance with law, subject to

the provisions of 21 U.S.C. § 853(n)(1).

2. The United States shall seize and take control of the subject asset, and shall dispose of it in accordance with law and regulation.

3. This Final Order of Forfeiture hereby extinguishes and renders invalid all other third party claims of any kind whatsoever against the subject assets.

ORDERED this 30th day of October, 2015.

s/James G. Carr

UNITED STATES DISTRICT JUDGE